

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 16 1990

Returned to applicant for correction.....

Corrected application filed..... Map filed MAR 29 1990 under 54611T

The applicant Henry A. Filippini & Marian Filippini, Daniel Edward Filippini & Eddyann U. Filippini
P.O. Box 1083 of Battle Mountain
Street and No. or P.O. Box No. City or Town

Nevada 89820 hereby make application for permission to change the
State and Zip Code No.

point of diversion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit #50866
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 5.4 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within Lot 1, Section 6, T29N, R44E, MDM,
Describe as being within a 40-acre subdivision of public survey and by course and
from which the E $\frac{1}{4}$ -section corner of said section bears S 1° 30' E, 1,334 ft.
distance to a section corner. If on unsurveyed land, it should be stated.
distance

6. The existing permitted point of diversion is located within NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, T29N, R44E, MDM,
If point of diversion is not changed, do not answer.
from which the E $\frac{1}{4}$ -section corner of said section bears N 4° 28' E 820 feet
distance

7. Proposed place of use SAME AS EXISTING
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use T29N, R44 E, MDM - Section 6: Lots 1 through 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, containing 360 acres
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) drilled well, casing, turbine pump with
State manner in which water is to be diverted, i.e. diversion structure,
electrical motor, pipelines, sprinkler system
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$35,000.00

13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use three years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water from this source will be co-mingled with that granted under Certificate #9474 (Permit 28213). Please send copies of all correspondence and notices to undersigned agent

By s/William A. Nisbet Agent
421 Court
Elko, Nevada 89801

Compared bc/bp am/se

Protested _____

APPROVAL _____ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 50866 is issued subject to the terms and conditions imposed in said Permit 50866 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 28213, Certificate 9474 and 54539 shall not exceed 1440 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, but not to exceed 1440 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before March 12, 1993

Proof of completion of work shall be filed before April 12, 1993

Application of water to beneficial use shall be made on or before March 12, 1995

Proof of the application of water to beneficial use shall be filed on or before April 12, 1995

Map in support of proof of beneficial use shall be filed on or before April 12, 1995

FEB 5 - 1993

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 12th day of March,

A.D. 19 92

[Signature]
State Engineer

Abbreviated By SA/02 5.4